

## Message Text

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43

ACTION AF-06

INFO OCT-01 ISO-00 SCSE-00 SCA-01 L-02 H-02 SY-05 NSC-05

/022 W

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R 210927Z APR 75

FM AMEMBASSY MONROVIA

TO SECSTATE WASHDC 5348

UNCLAS MONROVIA 2118

INSTANCE SENATORS PERCY, STEVENSON

E.O. 11652: N/A

TAGS: CASC (BURNETTE, EMMERY NATHANIEL)

SUBJECT: W/W EMMERY NATHANIEL BURNETTE

REF: MONROVIA 1423

1. ALTHOUGH MRS. NICOLETTE TURNER APPEARED TO HAVE EXHAUSTED ALL LEGAL AVENUES AVAILABLE TO HER WHEN REFTEL WAS SENT, SHE HAS NOW INSTITUTED NEW PROCEEDING TO SEEK LIBERIAN SUPREME COURT RULING ON VALIDITY OF FOREIGN COURT DECISION--NAMELY, COOK COUNTY, ILLINOIS COURT DECREE WHICH AWARDED HER CUSTODY OF CHILD EMMERY NATHANIEL BURNETTE. MRS. TURNER'S ATTORNEY ARGUED BEFORE SUPREME COURT APRIL 18, AT HEARING ATTENDED BY CONSULAR OFFICER, THAT CUSTODY DECISION REPORTED REFTEL MUST BE SET ASIDE SINCE CUSTODY OF CHILD WAS ALREADY DECIDED IN COURT OF VALID JURISDICTION IN U.S. BOTH SIDES ARE EXPECTED CONTINUE ARGUMENTS BEFORE SUPREME COURT IN PROCEEDINGS THIS WEEK WHICH CONSULAR OFFICER WILL ATTEND.

2. CAN DEPT INFORM US WHETHER IT WISHES RECEIVE CONTINUED PERIODIC REPORTS ON STATUS OF CASE? WE HAVE NOT HAD INQUIRY FROM DEPT. FOR MORE THAN TWO MONTHS NOW AND WONDER WHETHER THESE REPORTS ARE SERVING USEFUL PURPOSE.

3. WE ALSO FEEL TIME HAS COME TO SEEK DEPT'S GUIDANCE CONCERNING AMOUNT OF TIME AND EFFORT POST'S ONLY CONSULAR OFFICER SHOULD SPEND ADDRESSING THIS CASE. UP TO NOW, WE HAVE TAKEN POSITION IT USEFUL  
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TO OBSERVE VERY COURT PROCEEDING INVOLVING MRS. TURNER AND CHILD,

AND CONSULAR OFFICER HAS THUS ATTENDED MORE THAN DOZEN COURT PROCEEDINGS SOLELY TO OBSERVE. THIS HAS NOW CONSUMED UPWARDS OF 100 MAN HOURS AND IS BEGINNING TAKE LARGE SLICE OF TIME NEEDED FOR OTHER CONSULAR MATTERS, PARTICULARLY ENDEMIC VISA FRAUD PROBLEM HERE. IF DEPT PERCEIVES NO OBJECTION, CONSULAR OFFICER WILL HENCEFORTH OBSERVE LEGAL PROCEEDINGS IN THIS CASE ON SELECTIVE BASIS AND WILL NOT REPEAT NOT ATTEMPT ATTEND EVERY SESSION.  
MANFULL

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
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**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
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